IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.474 OF 2006

Pankaj Shawls Ltd. .. Petitioner.
Vs.
Serene Industries Ltd. & Ors. .. Respondents.

Mr.S.A.Velkar i/b Mulla & Mulla & CBC for the petitioner.
Mr.Mahesh Kotian with Mr.Dilip Divadiya for respondent no.1.
Mr.A.S.Shitole A.P.P. for thej State.

CORAM : D.B.BHOSALE, J.

DATED : 2ND AUGUST, 2006

P.C.:

. Heard learned counsel for the petitioner and respondent no.1 and learned A.P.P. for the State.

2. This petition is directed against the following order:

> . "Heard both the sides perused the say filed by the complainant. Previously the complainant has filed application u/s.294 Cr.P.C. on 10/7/2003 and filed documents (21) calling upon the Accused to admit or deny the genuiness of each of said documents. At that time Accused denied said documents. Subsequently the Accused filed this application u/s 294 Cr.P.C. calling upon the prosecution to admit or deny genuiness of documents (9 documents). The said nine documents are the same documents which were filed by the complainant alongwith application u/s 294 Cr.P.C. Hence the said documents are not disputed and may be read in evidence and accordingly they are exhibited. Hence application is allowed".

3. I am informed that the affidavit in examination-in-chief has already been filed by the complainant. Considering that and keeping in view the judgment of this Court in Peacock Industries Ltd. Vs. M/s.Budhrani Finance Ltd. & Anr. Criminal Application No.1659 of 2005 decided on 14th July, 2006, I find no reason to interfere with this order. The writ petition is, accordingly, dismissed.

(D.B.Bhosale, J.)